

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Atlef Gayed

Serial No.: 10/031,947

Filed: May 15, 2002

For: MULTI-DOSE ERYTHROPOIETIN
FORMULATIONS

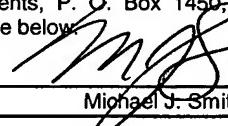
Group Art Unit: 1646

Examiner: Unknown

Atty. Dkt. No.: MAR618/4-005(A)US

CERTIFICATE OF MAILING
37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop DD, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below.


December 11, 2003
Date

Michael J. Smith

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MAIL STOP DD
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form PTO-1449 (References B1-B2, C1-C2, and D1-D10) be considered by the Examiner and made of record. A copy of References B1 and B2 as required by 37 C.F.R. § 1.98(a)(2) are enclosed for the Examiner's review. Copies of references C1-C2 are not enclosed as they indicate a related U.S. patent application and an international search report.



Image 1646

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December 11, 2003

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CERTIFICATE OF MAILING	
I, certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to Mail Stop DD, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
December 11, 2003	
Date	Michael J. Smith

MAIL STOP DD
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 10/031,947 entitled "Multidose Erythropoietin Formulations" by Atef Gayed (Atty. Docket No. MAR618/75000/4-005(A)US)

Sir:

Enclosed for filing in the above-referenced patent application is:

1. Supplemental Information Disclosure Statement;
2. PTO Form 1449 (References B1-B2, C1-C2, and D1-D10); and
3. A return postcard to acknowledge receipt of these documents. Please date stamp and mail this postcard.

Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Assistant Commissioner is hereby authorized to deduct said fees from VINSON & ELKINS L.L.P. Deposit Account No. 22-0365/MAR618/4-005(A)US/75000.

Respectfully submitted,

Michael J. Smith
Reg. No. 51,381

102061:3058

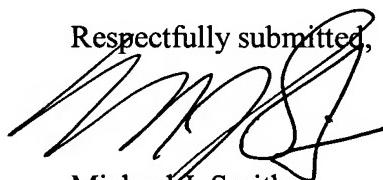
Enclosures

cc: Joseph L. Kirk (w/o encls.)
Marya Breig, Docket Specialist (w/o encls.)
401402_1.DOC

Also, copies of references D1-D10 are not enclosed as they were previously submitted in U.S. Serial No. 10/031,922 filed May 13, 2002.

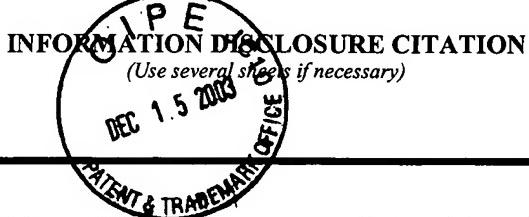
In accordance with 37 C.F.R. §§ 1.97(g),(h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Supplemental Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is hereby authorized to deduct said fees from Vinson & Elkins L.L.P. Deposit Account No. 22-0365/MAR618/4-005(A)US/75000.

Respectfully submitted,

Michael J. Smith
Reg. No. 51,381
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Date: December 11, 2003
401390_1.DOC



Docket Number (Optional) MAR618/4-005(A)US	Application Number 10/031,947
Applicant(s) Atef Gayed	
Filing Date May 15, 2002	Group Art Unit 1646

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	D1	3,489,837	01/13/70	Hyman	424	257	
	D2	5,045,529	09/03/91	Chiang	514	6	
	D3	4,053,628	10/11/77	Stevenson et al.	424	283	
	D4	4,506,018	03/19/85	North, Jr.	436	10	
	D5	5,597,560	01/28/97	Bergamini et al.	424	78.04	
	D6	5,863,562	01/26/99	Tsao et al.	424	616	
	D7	6,022,551	02/08/00	Jampani et al.	424	405	

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
	D8	0 930 065	07/21/99	EP	7	48		

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

D9	<i>Drug Facts and Comparisons 2000</i> , 54th ed., pp. 698, 1319, 1330.
D10	<i>The Merck Index</i> , 11th ed., pp. 7228 and 1084 (1989).

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.